

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

SECOND REGULAR SESSION
SIXTIETH LEGISLATURE

THIRTY-SEVENTH LEGISLATIVE DAY
TUESDAY, FEBRUARY 16, 2010

House of Representatives

The House convened at 10:45 a.m., the Speaker in the Chair.

Roll call showed 68 members present.

Absent and excused – Hartgen, Patrick. Total – 2.
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Andrew Nilsen, Page.

Approval of Journal

February 16, 2010

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Thirty-sixth Legislative Day and recommend that same be adopted as corrected.

CLARK, Chairman

Mr. Clark moved that the report be adopted. Seconded by Mrs. Boe. Report adopted.

Consideration of Messages from the Governor and the Senate

February 15, 2010

Mr. Speaker:

I transmit herewith enrolled [S 1292](#) and [S 1293](#) for the signature of the Speaker.

WOOD, Secretary

The Speaker announced he was about to sign enrolled [S 1292](#) and [S 1293](#) and, when so signed, ordered them returned to the Senate.

February 15, 2010

Mr. Speaker:

I return herewith enrolled [H 388](#), [H 439](#), and [H 440](#) which have been signed by the President.

WOOD, Secretary

Enrolled [H 388](#), [H 439](#), and [H 440](#) were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

February 15, 2010

Mr. Speaker:

I transmit herewith [S 1299](#) which has passed the Senate.

WOOD, Secretary

[S 1299](#) was filed for first reading.

February 15, 2010

Mr. Speaker:

I transmit herewith [H 441](#), [H 380](#), and [H 381](#) which have passed the Senate.

WOOD, Secretary

[H 441](#), [H 380](#), and [H 381](#) were referred to the Judiciary, Rules, and Administration Committee for enrolling.

Report of Standing Committees

February 16, 2010

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed [HCR 42](#), [H 534](#), [H 535](#), [H 536](#), [H 537](#), [H 538](#), [H 539](#), [H 540](#), [H 541](#), [H 542](#), [H 543](#), [H 544](#), [H 545](#), [H 546](#), and [HJR 6](#).

CLARK, Chairman

[HCR 42](#), [H 543](#), and [HJR 6](#) were referred to the State Affairs Committee.

[H 534](#), [H 537](#), [H 538](#), and [H 539](#) were referred to the Health and Welfare Committee.

[H 535](#) and [H 536](#) were referred to the Local Government Committee.

[H 540](#), [H 541](#), and [H 542](#) were referred to the Transportation and Defense Committee.

[H 544](#), [H 545](#), and [H 546](#) were referred to the Education Committee.

February 16, 2010

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled [H 418](#) to the Governor at 1:15 p.m., as of this date, February 15, 2010.

CLARK, Chairman

February 15, 2010

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration [H 498](#), [S 1253](#), [S 1254](#), and [S 1255](#) and recommend that they do pass.

CLARK, Chairman

[H 498](#), [S 1253](#), [S 1254](#), and [S 1255](#) were filed for second reading.

There being no objection, the House advanced to the Seventh Order of Business.

Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 43 BY RESOURCES AND CONSERVATION COMMITTEE A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE THAT EXISTING CONDITIONS RELATING TO WOLVES DEFINE AN EMERGENCY CONDITION FOR ALL RURAL IDAHOANS AND, IN THE FACE OF THIS EMERGENCY, THE LEGISLATURE ENCOURAGES THE GOVERNOR OF THE STATE OF IDAHO TO DECLARE THAT A STATE OF EMERGENCY EXISTS IN IDAHO AND TO AUTHORIZE AND REQUIRE THE IDAHO DEPARTMENT OF FISH AND GAME TO USE ANY MEANS TO REDUCE WOLF

NUMBERS TO THOSE DESIGNATED FOR RECOVERY OF THE SPECIES.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, wolf populations have grown to a level of over eight times the number designated for recovery of the species in Idaho and no effective management plan exists for reducing wolf populations to the number designated for recovery of the species; and

WHEREAS, growing and unacceptable levels of wolf predation against livestock and pets exist and many claims relating to losses by wolves are not fully compensated; and

WHEREAS, wolf packs have moved into densely populated areas and unnecessarily large numbers of wolves constitute a threat, not only to property, but to human life itself, with particular threat to children; and

WHEREAS, the time and costs expended in an effort to protect livestock against wolf attacks is never compensated; and

WHEREAS, people living in most rural parts of the state are threatened by wolves and must change their habits and lose the safe use of, and travel upon, their own property. Individuals must now arm themselves to face the threat of growing, unchecked numbers of wolves in many parts of the state; and

WHEREAS, unchecked numbers of wolves are destroying the culture and heritage of rural Idahoans including, but not limited to, their use of real estate, their use of hounds for legal hunting of big game, their livelihood in professional hunting, such as outfitting and guiding, and their choice of type and location of livestock animals for food production and recreation; and

WHEREAS, excessive wolf populations reduce livestock production through direct loss of life and loss of productivity, with higher costs to producers, which creates devaluation of established livestock businesses in areas of high wolf populations; and

WHEREAS, excessive numbers of wolves are hindering recovery of elk populations in parts of the state, are reducing the big game populations available to hunters in the state, and are preventing the Idaho Department of Fish and Game from exercising its mandate to manage big game for the benefit of hunters in the state; and

WHEREAS, in 2006, Governor Jim Risch issued Executive Order No. 2006-32, finding that there was an imminent threat to the health of wild elk herds, as well as to the public health and safety of the citizens of Idaho, due to escape of domestic elk from the Conant Creek Facility in eastern Idaho and ordered the Idaho Department of Fish and Game to "identify and shoot on site, any domestic elk that have escaped from the Conant Creek Facility." The large number of wolves in the state presents a far greater threat.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixtieth Idaho Legislature, the House of Representatives and the Senate concurring therein, that the above described conditions define an emergency condition for all rural Idahoans and, in the face of this emergency, the Legislature hereby encourages the Governor of the State of Idaho to declare that a state of emergency exists in Idaho and to authorize and require the Idaho Department of Fish and Game to use any legal means to reduce wolf numbers to those designated for recovery of the species.

[HCR 43](#) was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

House of Representatives
State of Idaho

February 12, 2010

The Honorable Robert Schaefer, Chairman
Commerce & Human Resources Committee

Dear Representative Schaefer:

I hereby designate the Commerce & Human Resources Committee a privileged committee on Monday, February, 15, 2010, for the purpose of introducing RS 19500 (**H 548**) and RS 19531 (**H 547**).

Sincerely,
/s/ Lawrence Denney
Speaker of the House

The letter was ordered filed in the office of the Chief Clerk.

House of Representatives
State of Idaho

February 11, 2010

The Honorable Max Black, Chairman
Business Committee

Dear Representative Black:

I hereby designate the Business Committee a privileged committee on Monday, February 15, 2010, for the purpose of introducing RS 19160 (**H 552**), RS 19232 (**H 553**), RS 19360 (**H 549**), RS 19506, (**H 550**), RS 19509 (**H 551**), and RS 19529 (**H 554**).

Sincerely,
/s/ Lawrence Denney
Speaker of the House

The letter was ordered filed in the office of the Chief Clerk.

House of Representatives
State of Idaho

February 12, 2010

The Honorable Bert Stevenson, Chairman
Resources & Conservation Committee

Dear Representative Stevenson:

I hereby designate the Resources & Conservation Committee a privileged committee on Monday, February 15, 2010, for the purpose of introducing: RS 19331 (**H 562**), RS 19451C1 (**H 561**), RS 19539 (**H 555**), RS 19540 (**H 556**), RS 19541 (**H 557**), RS 19542 (**H 558**), RS 19544 (**H 559**), RS 19545 (**H 560**), RS 19608 (**H 563**), RS 19649 (**HCR 43**).

Sincerely,
/s/ Lawrence Denney
Speaker of the House

The letter was ordered filed in the office of the Chief Clerk.

HOUSE BILL NO. 547
BY COMMERCE AND HUMAN RESOURCES
COMMITTEE
 AN ACT

RELATING TO EQUAL PAY DAY; AMENDING CHAPTER 23, TITLE 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-2356, IDAHO CODE, TO PROVIDE LEGISLATIVE INTENT AND TO RECOGNIZE EQUAL PAY DAY.

HOUSE BILL NO. 548
BY COMMERCE AND HUMAN RESOURCES
COMMITTEE
 AN ACT

RELATING TO BRIBERY AND CORRUPTION; AMENDING SECTION 18-1351, IDAHO CODE, TO REVISE A DEFINITION.

HOUSE BILL NO. 549
BY BUSINESS COMMITTEE
 AN ACT

RELATING TO SMALL BUSINESS INCUBATORS; PROVIDING A SHORT TITLE; AMENDING SECTION 67-4703, IDAHO CODE, TO PROVIDE ADDITIONAL DUTIES TO THE DEPARTMENT OF COMMERCE AND THE DEPARTMENT OF LABOR; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 550
BY BUSINESS COMMITTEE
 AN ACT

RELATING TO TRUST DEEDS; AMENDING SECTION 45-1510, IDAHO CODE, TO SPECIFY THE EFFECTIVE DATE OF A TRUSTEE'S DEED AND TO PROVIDE A PROCEDURE TO RESTORE THE CONDITION OF RECORD TITLE TO THE REAL PROPERTY DESCRIBED IN A TRUSTEE'S DEED AND THE EXISTENCE AND PRIORITY OF ALL LIENHOLDERS TO THE STATUS QUO PRIOR TO THE RECORDATION OF THE TRUSTEE'S DEED UPON SALE WHEN THE TRUSTEE'S SALE IS INVALID FOR CERTAIN REASONS.

HOUSE BILL NO. 551
BY BUSINESS COMMITTEE
 AN ACT

RELATING TO TRUST DEEDS; AMENDING SECTION 45-1506, IDAHO CODE, TO PROVIDE PROCEDURES FOR POSTPONING A TRUSTEE'S SALE DATE WHEN CERTAIN AFFIDAVITS ARE RECORDED LATER THAN REQUIRED BY LAW AND TO PROVIDE THAT CERTAIN AFFIDAVITS ARE VALID IF RECORDED WITHIN A CERTAIN TIME PERIOD AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 552
BY BUSINESS COMMITTEE
 AN ACT

RELATING TO HEATING, VENTILATION AND AIR CONDITIONING INSTALLATIONS; AMENDING SECTION 54-5001, IDAHO CODE, TO REVISE CERTAIN CODE REFERENCES.

HOUSE BILL NO. 553
BY BUSINESS COMMITTEE
 AN ACT

RELATING TO THE ELECTRICAL BOARD FUND; AMENDING SECTION 54-1015, IDAHO CODE, TO REVISE

PROVISIONS RELATING TO THE PAYMENT OF CERTAIN MONEYS AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 554
BY BUSINESS COMMITTEE
 AN ACT

RELATING TO CHANGE OF NAMES; AMENDING SECTION 7-803, IDAHO CODE, TO REMOVE REFERENCE TO CERTAIN PERSONAL IDENTIFYING INFORMATION IN A NOTICE OF HEARING OF A PETITION PROPOSING A NAME CHANGE.

HOUSE BILL NO. 555
BY RESOURCES AND CONSERVATION COMMITTEE
 AN ACT

RELATING TO ADMINISTRATIVE PROCEDURES; AMENDING SECTION 67-5243, IDAHO CODE, TO PROVIDE THAT MOTIONS FOR RECONSIDERATION OF CERTAIN RECOMMENDED AND PRELIMINARY ORDERS BE FILED WITHIN FOURTEEN DAYS OF THE SERVICE DATE OF SUCH ORDERS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 67-5245, IDAHO CODE, TO PROVIDE THAT PETITIONS FOR REVIEW OF CERTAIN PRELIMINARY ORDERS BE FILED WITHIN FOURTEEN DAYS AFTER THE SERVICE DATE OF SUCH ORDERS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 67-5246, IDAHO CODE, TO PROVIDE THAT MOTIONS FOR RECONSIDERATION OF CERTAIN FINAL ORDERS BE FILED WITHIN FOURTEEN DAYS OF THE SERVICE DATE OF SUCH ORDERS, TO PROVIDE THAT CERTAIN FINAL ORDERS SHALL BE EFFECTIVE FOURTEEN DAYS AFTER THE SERVICE DATE OF SUCH ORDERS AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 67-5248, IDAHO CODE, TO PROVIDE FOR THE SERVICE OF ORDERS AND PROOF OF SERVICE AND TO MAKE TECHNICAL CORRECTIONS; AND AMENDING SECTION 67-5273, IDAHO CODE, TO PROVIDE THAT PETITIONS FOR JUDICIAL REVIEW OF SPECIFIED ORDERS, DECISIONS AND ACTIONS BE FILED WITHIN TWENTY-EIGHT DAYS OF THE SERVICE DATE OF SUCH ORDERS OR DECISIONS.

HOUSE BILL NO. 556
BY RESOURCES AND CONSERVATION COMMITTEE
 AN ACT

RELATING TO FLOOD PROTECTION; AMENDING SECTION 46-1021, IDAHO CODE, TO REVISE THE DEFINITIONS OF "DEVELOPMENT" AND "FLOODWAY"; AND AMENDING SECTION 46-1022, IDAHO CODE, TO PROVIDE THAT FLOODPLAIN ZONING ORDINANCES SHALL NOT REGULATE CERTAIN ACTIVITIES RELATING TO IRRIGATION AND DRAINAGE WORKS THAT ARE PERFORMED OR AUTHORIZED BY THE OWNER PURSUANT TO LAWFUL RIGHTS AND OBLIGATIONS.

HOUSE BILL NO. 557
BY RESOURCES AND CONSERVATION COMMITTEE
 AN ACT

RELATING TO IRRIGATION DISTRICTS; AMENDING SECTION 43-119, IDAHO CODE, TO PROVIDE FOR THE RIGHTS AND PRIVILEGES OF TRUSTS IN RELATION TO THE CONDUCT OF IRRIGATION DISTRICT BUSINESS AND TO SPECIFY CERTAIN REQUIREMENTS FOR TRUSTS AND TRUSTEES.

HOUSE BILL NO. 558**BY RESOURCES AND CONSERVATION COMMITTEE
AN ACT**

RELATING TO THE PUBLIC EMPLOYEE RETIREMENT SYSTEM; AMENDING SECTION 59-1302, IDAHO CODE, TO PROVIDE THAT THE TERM "EMPLOYEE" DOES NOT INCLUDE ANY PERSON IN A POSITION THAT DOES NOT EXCEED EIGHT CONSECUTIVE MONTHS IN A CALENDAR YEAR IF THE EMPLOYER CERTIFIES THAT THE POSITION IS SEASONAL OR CASUAL AND AFFECTED BY WEATHER AND THE GROWING SEASON.

HOUSE BILL NO. 559**BY RESOURCES AND CONSERVATION COMMITTEE
AN ACT**

RELATING TO PRESCRIPTIVE OVERFLOW EASEMENTS; AMENDING SECTION 5-246, IDAHO CODE, TO PROVIDE THAT SPECIFIED PROVISIONS RELATING TO PRESCRIPTIVE OVERFLOW EASEMENTS SHALL NOT BE CONSTRUED TO RESTRICT ANY USE OF THE UNDERLYING PROPERTY FOR ANY PURPOSE OTHERWISE CONSISTENT WITH OWNERSHIP EVEN IF THE USE REASONABLY INTERFERES WITH THE STORAGE OF WATER ON THE PROPERTY AND TO CLARIFY THAT THE USE SHALL NOT UNREASONABLY INTERFERE WITH THE STORAGE OF WATER ON THE PROPERTY.

HOUSE BILL NO. 560**BY RESOURCES AND CONSERVATION COMMITTEE
AN ACT**

RELATING TO PROCUREMENT REQUIREMENTS; AMENDING SECTION 67-2803, IDAHO CODE, TO PROVIDE AN EXCEPTION TO CERTAIN PROCUREMENT REQUIREMENTS FOR THE PROCUREMENT OF USED PERSONAL PROPERTY BY DRAINAGE DISTRICTS.

HOUSE BILL NO. 561**BY RESOURCES AND CONSERVATION COMMITTEE
AN ACT**

RELATING TO NAVIGATIONAL ENCROACHMENT; AMENDING SECTION 58-1305, IDAHO CODE, TO PROVIDE THAT A PERMIT IS NOT REQUIRED FOR REPLACING AN EXISTING NAVIGATIONAL ENCROACHMENT IF CERTAIN CONDITIONS ARE MET.

HOUSE BILL NO. 562**BY RESOURCES AND CONSERVATION COMMITTEE
AN ACT**

RELATING TO FISH AND GAME; AMENDING SECTION 36-501, IDAHO CODE, TO PROVIDE THAT TRAPPING AND HUNTING LICENSES SHALL ALLOW LICENSE HOLDERS TO SALVAGE FURBEARERS AT ANY TIME.

HOUSE BILL NO. 563**BY RESOURCES AND CONSERVATION COMMITTEE
AN ACT**

RELATING TO FISH AND GAME; AMENDING SECTION 36-104, IDAHO CODE, TO AUTHORIZE THE FISH AND GAME COMMISSION TO ADOPT RULES RELATING TO THE INTENSIVE MANAGEMENT OF CERTAIN IDENTIFIED GAME SPECIES TO ACHIEVE HIGHER SUSTAINED YIELD FOR HUMAN HARVEST,

TO AUTHORIZE THE COMMISSION TO COORDINATE WITH LAND AND MANAGEMENT PLANNING EFFORTS OF LOCAL GOVERNMENTS AND TO AUTHORIZE THE COMMISSION TO REQUIRE THE DEPARTMENT TO CONDUCT INTENSIVE MANAGEMENT PROGRAMS UNDER SPECIFIED CONDITIONS.

HOUSE BILL NO. 564**BY STATE AFFAIRS COMMITTEE
AN ACT**

RELATING TO DRIVING BUSINESSES; AMENDING SECTION 54-5403, IDAHO CODE, TO REQUIRE THAT THE BOARD ADOPT RULES PROVIDING FOR CONTINUING EDUCATION; AMENDING SECTION 54-5405, IDAHO CODE, TO REQUIRE APPLICANTS FOR A PRIVATE DRIVER TRAINING BUSINESS LICENSE TO SUBMIT TO A FINGERPRINT-BASED CRIMINAL HISTORY CHECK AND TO PROVIDE CORRECT TERMINOLOGY; AMENDING SECTION 54-5406, IDAHO CODE, TO REVISE REQUIREMENTS FOR OBTAINING AND RENEWING A DRIVING INSTRUCTOR LICENSE; AMENDING SECTION 54-5408, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE DISCIPLINE OF LICENSEES AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 565**BY STATE AFFAIRS COMMITTEE
AN ACT**

RELATING TO PUBLIC WRITINGS; AMENDING SECTION 9-340C, IDAHO CODE, TO LIMIT DISCLOSURE OF CERTAIN PUBLIC OFFICIAL NAME INFORMATION.

HOUSE BILL NO. 566**BY STATE AFFAIRS COMMITTEE
AN ACT**

RELATING TO DISCLOSURE OF PERSONAL INFORMATION; AMENDING SECTION 28-51-105, IDAHO CODE, TO PROVIDE FOR APPLICATION TO CITY, COUNTY AND STATE AGENCIES, TO PROVIDE FOR NOTICE TO AFFECTED IDAHO RESIDENTS BY AGENCIES, TO PROVIDE FOR NOTICE BY AGENCIES TO THE OFFICE OF THE IDAHO ATTORNEY GENERAL IN THE EVENT OF CERTAIN BREACHES OF SECURITY, TO CLARIFY THAT CERTAIN REPORTING REQUIREMENTS CONTINUE TO APPLY TO STATE AGENCIES AND TO PROVIDE FOR VIOLATIONS AND PENALTIES.

H 547, H 548, H 549, H 550, H 551, H 552, H 553, H 554, H 555, H 556, H 557, H 558, H 559, H 560, H 561, H 562, H 563, H 564, H 565, and H 566 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1299, by State Affairs Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

At this time, Mr. Rusche introduced Congressman Walt Minnick, who spoke briefly to the members of the House.

There being no objection, the House advanced to the Tenth Order of Business.

Second Reading of Bills and Joint Resolutions

H 486, by Transportation and Defense Committee, was read the second time by title and filed for third reading.

[H 491](#), by State Affairs Committee, was read the second time by title and filed for third reading.

[H 493](#), by Education Committee, was read the second time by title and filed for third reading.

Third Reading of Bills and Joint Resolutions

Mr. Moyle asked unanimous consent that [H 456](#) and [S 1294](#) retain their place on the Third Reading Calendar for one legislative day. There being no objection, it was so ordered.

[H 408](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. King to open debate.

The question being, "Shall [H 408](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Cronin, Eskridge, Gibbs, Hagedorn, Hart, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Trail, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 66.

NAYS – Durst, Marriott. Total – 2.

Absent and excused – Hartgen, Patrick. Total – 2.
Total – 70.

Whereupon the Speaker declared that [H 408](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 409](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Harwood to open debate.

The question being, "Shall [H 409](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Trail, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 66.

NAYS – None.

Absent and excused – Bedke, Hartgen, Labrador, Patrick. Total – 4.
Total – 70.

Whereupon the Speaker declared that [H 409](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 410](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Raybould to open debate.

The question being, "Shall [H 410](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Trail, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 65.

NAYS – None.

Absent and excused – Bayer, Bedke, Hartgen, Labrador, Patrick. Total – 5.
Total – 70.

Whereupon the Speaker declared that [H 410](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

At this time, Mr. Bayer introduced The Honorable James E. Risch, United States Senator, who spoke briefly to the members of the House.

[H 411](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Sayler to open debate.

The question being, "Shall [H 411](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Pence, Raybould, Ringo, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Trail, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 66.

NAYS – None.

Absent and excused – Bedke, Hartgen, Patrick, Roberts. Total – 4.
Total – 70.

Whereupon the Speaker declared that [H 411](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 471](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Burgoyne to open debate.

The question being, "Shall [H 471](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon,

Chavez, Chew, Clark, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Trail, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 67.

NAYS – None.

Absent and excused – Bedke, Hartgen, Patrick. Total – 3.
Total – 70.

Whereupon the Speaker declared that [H 471](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 472](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Smith(24) to open debate.

The question being, "Shall [H 472](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Trail, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 67.

NAYS – None.

Absent and excused – Bedke, Hartgen, Patrick. Total – 3.
Total – 70.

Whereupon the Speaker declared that [H 472](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 513](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Raybould to open debate.

The question being, "Shall [H 513](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Trail, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 67.

NAYS – None.

Absent and excused – Bedke, Hartgen, Patrick. Total – 3.
Total – 70.

Whereupon the Speaker declared that [H 513](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 464](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Shirley to open debate.

The question being, "Shall [H 464](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Trail, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 67.

NAYS – None.

Absent and excused – Bedke, Hartgen, Patrick. Total – 3.
Total – 70.

Whereupon the Speaker declared that [H 464](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 465](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Andrus to open debate.

The question being, "Shall [H 465](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Trail, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 67.

NAYS – None.

Absent and excused – Bedke, Hartgen, Patrick. Total – 3.
Total – 70.

Whereupon the Speaker declared that [H 465](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places for one legislative day. There being no objection, it was so ordered.

There being no objection, the House advanced to the Sixteenth Order of Business.

Adjournment

Mr. Moyle moved that the House adjourn until 11 a.m., Wednesday, February 17, 2010. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 12:05 p.m.

LAWERENCE DENNEY, Speaker

ATTEST:

BONNIE ALEXANDER, Chief Clerk